

AMENDED IN SENATE JUNE 17, 1999
AMENDED IN ASSEMBLY APRIL 26, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1433

Introduced by Assembly Member Granlund

February 26, 1999

An act to amend Section 680 of the Business and Professions Code, relating to certified nurse assistants.

LEGISLATIVE COUNSEL'S DIGEST

AB 1433, as amended, Granlund. Certified nurse assistants.

Existing law provides for the certification of nurse assistants.

Existing law requires a health care practitioner to disclose his or her name and practitioner's license status in a specified manner. Under existing law, it is unlawful for any person to use the title "nurse" in reference to himself or herself and in any capacity with certain exceptions. Existing law provides that these provisions do not prohibit a certified nurse's aide from using his or her title.

This bill would instead provide that the above-described provisions do not prohibit a certified nurse assistant from using his or her title.

This bill would also require the State Department of Social Services, State Department of Mental Health State, and the State Department of Health Services to develop policies to

ensure compliance with the above described provisions, as specified.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~—yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 680 of the Business and
2 Professions Code is amended to read:

3 680. (a) Except as otherwise provided in this section,
4 a health care practitioner shall disclose, while working,
5 his or her name and practitioner's license status, as
6 granted by this state, on a name tag in at least 18-point
7 type. A health care practitioner in a practice or an office,
8 whose license is prominently displayed, may opt to not
9 wear a name tag. If a health care practitioner or a licensed
10 clinical social worker is working in a psychiatric setting or
11 in a setting that is not licensed by the state, the employing
12 entity or agency shall have the discretion to make an
13 exception from the name tag requirement for individual
14 safety or therapeutic concerns. In the interest of public
15 safety and consumer awareness, it shall be unlawful for
16 any person to use the title "nurse" in reference to himself
17 or herself and in any capacity, except for an individual
18 who is a registered nurse, or a licensed vocational nurse,
19 or as otherwise provided in Section 2800. Nothing in this
20 section shall prohibit a certified nurse assistant from using
21 his or her title.

22 (b) *The State Department of Social Services shall*
23 *develop a policy to ensure that every health care*
24 *practitioner on the staff of a residential care facility*
25 *licensed pursuant to Division 2 (commencing with*
26 *Section 1200) of the Health and Safety Code complies*
27 *with this section while on duty. The State Department of*
28 *Mental Health shall develop a policy to ensure that every*
29 *health care practitioner on the staff of a psychiatric health*
30 *facility licensed pursuant to Division 2 (commencing*
31 *with Section 1200) of the Health and Safety Code or a*
32 *mental health rehabilitation center complies with this*
33 *section while on duty. The State Department of Health*

1 *Services shall develop a policy to ensure that every health*
2 *care practitioner on the staff of every other licensed*
3 *health facility, complies with this section while on duty.*
4 *The State Department of Health Services shall also verify*
5 *through periodic inspections that the policies required*
6 *pursuant to this subdivision have been developed and*
7 *implemented.*

8 (c) For purposes of this article, “health care
9 practitioner” means any person who engages in acts that
10 are the subject of licensure or regulation under this
11 division or under any initiative act referred to in this
12 division.

